

STATE OF ALABAMA)
) CITY OF RED BAY
FRANKLIN COUNTY)

MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL
DECEMBER 5, 2005
7:00 P.M.
CITY OF RED BAY COUNCIL ROOM

The City Council of Red Bay met in a regular meeting December 5, 2005, at 7:00 p.m.

Present and presiding was Mayor Jeff Reid and Council Members present were Bobby Nelson, Rayford Seahorn, Patsy Hammock, and Ann Wilkins.

Shirley J. Cody was recording in place of City Clerk Linda Holcomb who was in charge of the Christmas Parade.

Bobby Nelson led the Invocation.

Patsy Hammock led the Allegiance to the Flag.

Others present were Police Chief Pat Creel, City Inspector Bob Hardin, City Engineer Burt Hankins, and Attorney Brian Hamilton.

City Engineer Burt Hankins spoke about the wastewater facility and what the city could expect in the new future. No action was taken. SEE ATTACHMENT A

Mr. Hankins reported that on December 2, 2005 the following bids were received for street resurfacing Project – 2005, CDBG Project No. LR-CM-PF-02-008:

Tri-County Concrete Construction - \$36,735.00

APAC Southeast - \$27,076.95

Rayford Seahorn made a motion to accept the low bid of \$27,076.95, seconded by Patsy Hammock. Unanimously passed. SEE ATTACHMENT B

Attorney Brian Hamilton spoke on Water & Gas Appointments. SEE ATTACHMENT C

Ann Wilkins resigned from the Water & Gas Board stating that if she legally could not serve then she would not.

Pat Hammock made a motion for City Attorney Brian Hamilton to write the Attorney General to request an opinion if Bobby Nelson could serve on the Water & Gas Board since he was appointed to the board before being an elected officer. Rayford Seahorn seconded the motion. Unanimously passed.

Two nominations were made for a Water & Gas Board Member, Nancy Hoff and Ned Davis. Bobby Nelson made a motion to appoint Ned Davis. The motion died for lack of a second. Patsy Hammock made a motion to appoint Nancy Hoff, Seconded by Ann Wilkins. Unanimously passed.

Because of the name and character of a person Mayor Reid asked to go into executive session at 7:33 p.m. for approximately ten minutes. A motion was made by Rayford Seahorn to go into executive session, seconded by Ann Wilkins. A roll call vote was taken: Bobby Nelson – Yeas, Rayford Seahorn – Yeas, Patsy Hammock – Yeas, Mayor Jeff Reid – Yeas, and Ann Wilkins – Yeas. None – Nays.

Patsy Hammock made a motion to return to regular session at 7:45 p.m., seconded by Ann Wilkins. Unanimously passed. No action was taken in executive session.

A motion was made by Rayford Seahorn to appoint Ricky Holland as Council Member Place Number 5 to fill the vacancy. The motion was seconded by Bobby Nelson. Voting for passage were Bobby Nelson, Rayford Seahorn, Patsy Hammock, and Ann Wilkins. Mayor Jeff Reid abstained.

Patsy Hammock made a motion to reappoint Donna Overton on the Cemetery Board for a term to expire 5-09-09, seconded by Rayford Seahorn. Unanimously passed.

The Council accepted the resignation of Ed Bullen from the Cemetery Board. Ann Wilkins made a motion to appoint Joy Berry to the Cemetery Board to finish an unexpired three-year term of Ed Bullen's term expiring 5-09-06. Seconded by Patsy Hammock. Unanimously passed.

Rayford Seahorn made a motion to annex into the city limits approximately 300 acres of property owned by Johnny Mack Morrow. Bobby Nelson seconded the motion. Unanimously passed. SEE ATTACHMENT D

Patsy Hammock made a motion to approve NACOLG's request for funds for the 2006 year in the amount of \$7262.20. Ann Wilkins seconded the motion. Unanimously passed.

ORDINANCE 05-12-05, An Ordinance To Provide For A Transient Occupancy Tax (Lodging Tax), was introduced by Mayor Jeff Reid. Patsy Hammock made a motion to suspend the rules for immediate consideration, seconded by Rayford Seahorn.

A roll call vote was taken: Bobby Nelson – Yeas, Rayford Seahorn – Yeas, Patsy Hammock – Yeas, Mayor Jeff Reid – Yeas, and Ann Wilkins – Yeas. Rayford Seahorn made a motion to adopt Ordinance 05-12-05, seconded by Ann Wilkins. Roll call vote: Bobby Nelson – Yeas, Rayford Seahorn – Yeas, Patsy Hammock – Yeas, Mayor Jeff Reid – Yeas, and Ann Wilkins – Yeas. None – Nays. SEE ATTACHMENT E

Due to a 3% savings on Workers Compensation The Municipal Workers Compensation Fund, Inc., is requiring the City of Red Bay to establish a safety committee to recommend new safety policies, review and update exiting safety policies, review accidents and establish methods to help prevent accidents, injuries and damages to equipment. Rayford Seahorn made a motion that each department head be responsible: Police, Fire, Street, Park & Recreation, and City Clerk, seconded by Patsy Hammock. Unanimously passed.

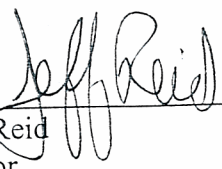
Bobby Nelson made a motion to appoint Tracie Bolding as Safety Coordinator. Rayford Seahorn seconded the motion. Unanimously passed.

Ann Wilkins made a motion to approve the bills, seconded by Patsy Hammock. Unanimously passed.

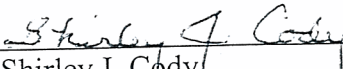
Patsy Hammock made a motion to approve minutes of November 21, 2005, seconded by Rayford Seahorn. Unanimously passed.

Mayor Jeff Reid announced the next regular scheduled meeting of the Red Bay City Council would be Monday, December 19, 2005 at 7:00 p.m. in the Red Bay City Council Room.

Bobby Nelson made a motion to adjourn, seconded by Rayford Seahorn. Unanimously passed.



Jeff Reid
Mayor
City of Red Bay


Shirley J. Cody

City of Red Bay

Attachments:

- A. Hankins & Reed Study (3 pages)
- B. Bids of Dec. 2, 2005 (1 page)
- C. Red Bay Water & Gas Appointments (2 pages)
- D. Annexation of Morrow Property (2 pages)
- E. Ordinance #05-12-05 (3 pages)